

amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

On page 2081, strike line 3 and all that follows through “(3)” on line 7 and insert the following:

Act”); and

(2)

SA 2147. Mr. WICKER submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

Strike section 90008.

SA 2148. Mr. WICKER submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

Beginning on page 2191, strike line 6 and all that follows through page 2192, line 12, and insert the following:

(b) NOTICE OF INQUIRY.—Not later than 2 years after the date of enactment of this Act, the Commission shall initiate a notice of inquiry examining obstacles to equal access to broadband internet access service, taking into account the issues of technical and economic feasibility presented by that objective, including—

(1) preventing digital discrimination of access based on income level, race, ethnicity, color, religion, or national origin; and

(2) identifying necessary steps for the Commissions to take to eliminate discrimination described in paragraph (1).

SA 2149. Mr. WICKER submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

Beginning on page 2162, strike line 10 and all that follows through page 2163, line 19, and insert the following:

(i) USE OF MOST RECENT DATA.—In mapping out gaps in broadband coverage, an eligible

entity that uses a middle mile grant to build out terrestrial or fixed wireless middle mile infrastructure shall use the most recent broadband mapping data available from the FCC fixed broadband map.

SA 2150. Mr. WICKER submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

Beginning on page 2052, strike line 15 and all that follows through page 2053, line 16, and insert the following:

(f) USE OF FUNDS.—An eligible entity may use grant funds received under this section to competitively award subgrants for—

(1) unserved service projects and underserved service projects;

(2) connecting eligible community anchor institutions; and

(3) installing internet and Wi-Fi infrastructure or providing reduced-cost broadband within a multi-family residential building, with priority given to a residential building that—

(A) has a substantial share of unserved households; or

(B) is in a location in which the percentage of individuals with a household income that is at or below 150 percent of the poverty line applicable to a family of the size involved (as determined under section 673(2) of the Community Services Block Grant Act (42 U.S.C. 9902(2))) is higher than the national percentage of such individuals.

Beginning on page 2053, strike line 18 and all that follows through page 2054, line 23, and insert the following:

(i) SUBGRANTEE OBLIGATIONS.—A subgrantee, in carrying out activities using amounts received from an eligible entity under this section—

(A) shall adhere to quality-of-service standards, as established by the Assistant Secretary;

(B) shall incorporate best practices, as defined by the Assistant Secretary, for ensuring reliability and resilience of broadband infrastructure; and

(C) may not use the amounts to purchase or support—

(i) any covered communications equipment or service, as defined in section 9 of the Secure and Trusted Communications Networks Act of 2019 (47 U.S.C. 1608); or

(ii) fiber optic cable and optical transmission equipment manufactured in the People's Republic of China.

Beginning on page 2060, strike line 17 and all that follows through page 2061, line 2, and insert the following:

(D) NTIA AUTHORITY.—The Assistant Secretary may modify the challenge process required under subparagraph (A) as necessary.

On page 2071, strike lines 1 through 7 and insert the following:

(6) RETURN OF FUNDS.—An entity that receives a subgrant from an eligible entity under subsection (f) and fails to comply with any requirement under this subsection during the pendency of the grant shall, after being provided a reasonable opportunity to cure the violation, return an amount of the subgrant that is proportional to the gravity of the violation, up to the entire amount of the subgrant, to the eligible entity, at the discretion of the eligible entity or the Assistant Secretary.

On page 2080, strike lines 3 through 21 and insert the following:

(n) JUDICIAL REVIEW.—The United States District Court for the District of Columbia shall have exclusive jurisdiction to review a decision of the Assistant Secretary made under this section.

SA 2151. Mr. WICKER submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. _____ . GRANTS FOR BROADCAST INTERNET AND PUBLIC TELEVISION.

(a) DEFINITIONS.—In this section:

(1) ASSISTANT SECRETARY.—The term “Assistant Secretary” means the Assistant Secretary of Commerce for Communications and Information.

(2) COMMISSION.—The term “Commission” means the Federal Communications Commission.

(3) CONSTRUCTION PERMIT.—The term “construction permit” has meaning given the term in section 3 of the Communications Act of 1934 (47 U.S.C. 153).

(4) COVERED GRANT.—The term “covered grant” means a grant awarded under subsection (b).

(5) ELIGIBLE BROADCASTER.—The term “eligible broadcaster” means a commercial or noncommercial broadcast television licensee or permittee that was, before the date of enactment of this Act—

(A) licensed by the Commission; or

(B) granted a construction permit for a station.

(6) LICENSEE.—The term “licensee” has the meaning given the term in section 3 of the Communications Act of 1934 (47 U.S.C. 153).

(7) PERMITTEE.—The term “permittee” means the holder of a television construction permit granted by the Commission.

(8) PUBLIC TELECOMMUNICATIONS ENTITY; PUBLIC TELECOMMUNICATIONS FACILITIES; PUBLIC TELECOMMUNICATIONS SERVICES.—The terms “public telecommunications entity”, “public telecommunications facilities”, and “public telecommunications services” have the meanings given those terms in section 397 of the Communications Act of 1934 (47 U.S.C. 397).

(b) BROADCAST INTERNET AND PUBLIC BROADCASTING GRANTS.—

(1) IN GENERAL.—The Assistant Secretary shall establish a program, to be known as the “Broadcast Internet and Public Broadcasting Grant Program”, under which the Assistant Secretary makes grants—

(A) to eligible broadcasters to facilitate the construction of or reasonable upgrades to facilities of those eligible broadcasters to enable the offering of broadcast services utilizing the ATSC 3.0 broadcast television standard, including datacasting enabled by ATSC 3.0, as permitted under section 336 of the Communications Act of 1934 (47 U.S.C. 336) and parts 73 and 74 of title 47, Code of Federal Regulations;

(B) to eligible broadcasters to facilitate the construction of or reasonable upgrades to facilities of those eligible broadcasters to